

Sector \$

226/242

Patent

#3

01/12/98



16572 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|--|----------------------------|
| Applicants: |) Group Art Unit: 1815 |
| |) |
| Shu-Ching Cheng, et al. |) Examiner: To Be Assigned |
| |) |
| Serial No. 08/900,559 |) |
| |) |
| Filed: July 25, 1997 |) |
| |) |
| For: METHODS OF USE OF ONE STEP |) |
| IMMUNOCHROMATOGRAPHIC |) |
| DEVICE FOR STREPTOCOCCUS |) |
| A ANTIGEN |) |

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

Sir:

Transmitted herewith for filing in the subject application are the following documents:

- Submission of Missing Parts and Related Application Papers;
- Combined Declaration and Power of Attorney;
- Assignment;
- Recordation Form Cover Sheet;

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

January 6, 1998
date of deposit

Karen M. Cruz

name of person mailing paper


signature of person mailing paper

- Verified Statement Claiming Small Entity Status;
- Copy of Notice to File Missing Parts of Application; and
- Return Postcard.

Should any additional fees be required with the present filing, please charge or credit our Deposit Account No. 12-2475 for the appropriate amount.

Respectfully submitted,

Date: 12/30/97

Vicki Gee Norton
Vicki Gee Norton
Registration No. 40,745

LYON & LYON
Library Tower
633 West Fifth Street, Suite 4700
Los Angeles, CA 90071-2066

Telephone: (619) 552-8400
Facsimile: (213) 955-0440

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:) Group Art Unit: 1815
Shu-Ching Cheng, et al.)
Serial No. 08/900,559) Examiner: To Be Assigned
Filed: July 25, 1997)
For: **METHODS OF USE OF ONE STEP**)
IMMUNOCHROMATOGRAPHIC)
DEVICE FOR STREPTOCOCCUS)
A ANTIGEN)

SUBMISSION OF MISSING PARTS AND RELATED
APPLICATION PAPERS

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

Sir:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION** which was mailed on December 12, 1997, enclosed is:

- ☒ Combined Declaration and Power of Attorney.
- ☒ Recordation Form Cover Sheet (Patents Only)
- ☒ Assignment of the Invention to Wyntek Diagnostics, Inc.
- ☒ A Verified Statement to establish "SMALL ENTITY STATUS" under 37 CFR 1.9(f).

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

January 6, 1998
date of deposit

Karen M. Cruz

name of person mailing paper

KM Cruz
signature of person mailing paper

1. **REQUEST FOR EXTENSION OF TIME:**

- ☐ Applicant requests an **Extension of Time** of ___ months to respond; the requisite fee has been calculated as shown below:

| | | Small Entity | Large Entity |
|--------------------------|----------------------|---------------------|---------------------|
| <input type="checkbox"/> | 1 month | \$ 00.00 | \$ 000.00 |
| <input type="checkbox"/> | 2 months | \$ 000.00 | \$ 000.00 |
| <input type="checkbox"/> | 3 months | \$ 000.00 | \$ 000.00 |
| <input type="checkbox"/> | 4 months | \$ 000.00 | <u>\$0000.00</u> |
| | Total Fee Due | \$.00 | \$.00 |

2. **REQUEST FOR CHANGE OF ATTORNEY ADDRESS:**

- ☒ Applicant requests that all correspondence concerning the above application be addressed to:

Douglas E. Olson, Esq.
LYON & LYON
First Interstate World Center
633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
Telephonic communications may be directed to:
Douglas E. Olson at (619) 552-8400.

3. **THE FILING FEE HAS BEEN CALCULATED AS SHOWN BELOW:**

| | | |
|--|---|-----------------|
| BASIC FILING FEE | | \$0.00 |
| Total Claims: | <u>8</u> - (20) = ___ x \$ 22 (extra fee charge) = | \$0.00 |
| Independent Claims: | <u>1</u> - (3) = ___ x \$ 80 (extra fee charge) = | \$0.00 |
| Multiple Dependent Claims | ___ \$260 (if applicable) = | \$0.00 |
| Surcharge under 37 CFR 1.16(e) | | \$130.00 |
| TOTAL OF ABOVE CALCULATIONS | | \$130.00 |
| Reduction by ½ for Filing by SMALL ENTITY . Note 37 CFR 1.9, 1.27, 1.28. If application, Verified Statement must be attached | | \$65.00 |
| Misc. Filing Fees (Recordation of Assignment) | | \$40.00 |
| TOTAL FEES | | \$105.00 |

4. **METHOD OF PAYMENT OF FEES**

- ___ A check in the amount of \$__.
- X Charge Deposit Account No. **12-2475** in the amount of **\$105.00**. A duplicate copy of this Transmittal is enclosed.

5. AUTHORIZATION TO CHARGE FEES TO DEPOSIT ACCOUNT 12-2475

X The Commissioner is authorized to charge Counsel's Deposit Account No. 12-2475 for any fees required under 37 CFR 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account 12-2475.

Should any additional fees be required with the present filing, please charge or credit our Deposit Account No. 12-2475 for the appropriate amount.

Respectfully submitted,

Date: 12/30/97

Vicki Gee Norton
Vicki Gee Norton
Registration No. 40,745

LYON & LYON
Library Tower
633 West Fifth Street, Suite 4700
Los Angeles, CA 90071-2066

Telephone: (619) 552-8400
Facsimile: (213) 955-0440

01/12/98



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
| 08/900,559 | 07/26/97 | CHENG | S 226/242 |

0242/1212

LYON & LYON
633 WEST FIFTH STREET SUITE 4700
LOS ANGELES CA 90071

NOT ASSIGNED

1815

DATE MAILED:

12/12/97

Missing Parts due: February 12, 1998

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted ALONG WITH THE PAYMENT OF A SURCHARGE for items 1 and 3-6 only of \$ 130 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 130.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ _____ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

01/30/1998 DIRECT MAIL EXAM 00000055 MAIL 122475 01000551
02 FC:205 65.00 CH

A copy of this notice **MUST** be returned with the response.

D. Martin T-4
Customer Service Center
Initial Patent Examination Division (703) 308-1202



Receipt
226/24
Patent
#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Shu-Ching Cheng, et al.

Serial No. 08/900,559

Filed: July 25, 1997

For: **METHODS OF USE OF ONE STEP
IMMUNOCHROMATOGRAPHIC
DEVICE FOR STREPTOCOCCUS
A ANTIGEN**

) Group Art Unit: 1815

) Examiner: To Be Assigned

COMPLETED
APR - 6 1998
Subash

REQUEST FOR CORRECTED FILING RECEIPT

Assistant Commissioner for Patents
Washington, D.C. 20231

**ATTN: Application Processing Division's
Customer Correction Branch**

Sir:

This is a formal request for a corrected Filing Receipt. The filing receipt (copy enclosed) is incorrect and should be changed to reflect the correct name of an applicant. The applicant's name should read --Ching Huang-- rather than "Ching Huang Eugene".

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

January 6, 1998
date of deposit

Karen M. Cruz
name of person mailing paper

KM Cruz
signature of person mailing paper

No fee is believed due in connection with this request. However, if this is incorrect, please charge the appropriate amount to our Deposit Account No. 12-2475.

Respectfully submitted,

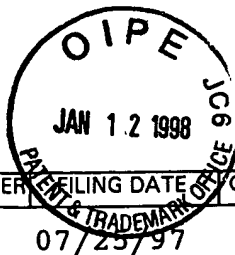
Date: 12/30/97

Vicki Gee Norton
Vicki Gee Norton
Registration No. 40,745

LYON & LYON
Library Tower
633 West Fifth Street, Suite 4700
Los Angeles, CA 90071-2066

Telephone: (619) 552-8400
Facsimile: (213) 955-0440

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTORNEY DOCKET NO. | DRWGS | TOT CL | IND CL |
|--------------------|-------------|--------------|---------------|---------------------|-------|--------|--------|
| 08/900,559 | 07/25/97 | 1815 | \$770.00 | 226/242 | 4 | 8 | 1 |

LYON & LYON
633 WEST FIFTH STREET SUITE 4700
LOS ANGELES CA 90071

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

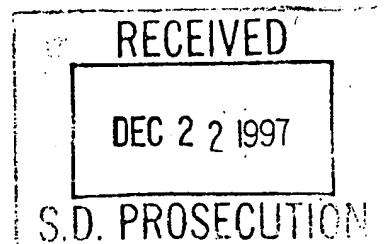
SHU-CHING CHENG; MING-SHIAN WU; HERBERT BRADFIELD
CUNNINGHAM; CHING HUANG EUGENE; EUGENE FAN; MICHAEL
WILLRODT.

FOREIGN FILING LICENSE GRANTED 12/11/97

TITLE

METHOD OF USE OF ONE STEP IMMUNOCHROMATOGRAPHIC DEVICE FOR
STREPTOCOCCUS A ANTIGEN

PRELIMINARY CLASS: 436



RECEIVED

DEC 17 1997

U.S. PROSECUTION